

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TERESA SOPPET, LOIDY TANG,
individually and on behalf of a class,

Plaintiffs,

V.

ENHANCED RECOVERY COMPANY, LLC,
as successor to ENHANCED RECOVERY
CORPORATION and ILLINOIS BELL
TELEPHONE COMPANY d/b/a AT&T
ILLINOIS,

Defendants.

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Case No. 1:10-cv-5469

Hon. Matthew Kennelly

DECLARATION OF JAMES K. SCHULTZ

I, James K. Schultz, declare as follows:

1. I have personal knowledge of the following facts, and if called as a witness I could and would testify competently as to their truth.

2. I am an attorney with the law firm of Sessions, Fishman, Nathan & Israel LLP and counsel for defendant Enhanced Recovery Corporation.

3. On March 11, 2011, I took the deposition of plaintiff Teresa Soppet. Excerpts from a true and correct transcript of that deposition are attached as Exhibit 1. Digits from Ms. Soppet's phone number have been redacted from the transcript to protect her privacy.

4. On March 18, 2011, I took the deposition of plaintiff Loidy Tang. Excerpts from a true and correct transcript of that deposition are attached as Exhibit 2. Digits from Ms. Tang's phone number have been redacted from the transcript to protect her privacy.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct. Executed at Chicago, Illinois on September 7, 2012.

/s James K. Schultz

James K. Schultz

Exhibit 1

Teresa Soppet

March 11, 2011

<p style="text-align: center;">IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION</p> <p>TERESA SOPPET, on behalf of) plaintiff and the class defined) below,) Plaintiff,) vs.) Case No. 10 CV 5469 ENHANCED RECOVERY CORPORATION,) Defendant.) -----) LOIDY TANG, individually and on) behalf of a class,) Plaintiff,) vs.) Case No. 10 CV 6501 ENHANCED RECOVERY COMPANY, INC.,) Defendant.)</p> <p style="text-align: center;">The deposition of TERESA R. SOPPET, called for examination, taken pursuant to the Federal Rules of Civil Procedure of the United States District Courts pertaining to the taking of depositions, taken before LAURA KIENLEN, CSR No. 84-4153, a Notary Public</p>	<p style="text-align: right;">1</p> <p>1 (PRESENT:) 2 SESSIONS FISHMAN NATHAN & ISRAEL LLP, 3 (55 West Monroe Street, Suite 1120, 4 Chicago, Illinois 60603, 5 312-578-0990), by: 6 MR. JAMES K. SCHULTZ, 7 appeared on behalf of Defendant. 8 9 10 11 12 13 REPORTED BY: LAURA KIENLEN, CSR. 14 Certificate No. 84-4153. 15 16 17 18 19 20 21 22 23 24</p> <p style="text-align: right;">3</p>
<p style="text-align: right;">2</p> <p>1 within and for the County of Cook, State of Illinois, 2 and a Certified Shorthand Reporter of said state, at 3 Suite 1120, 55 West Monroe Street, Chicago, Illinois, on 4 the 11th day of March, A.D. 2011, at 1:10 p.m. 5 6 PRESENT: 7 8 EDELMAN, COMBS, LATTURNER & GOODWIN, LLC, 9 (120 South LaSalle Street, 18th Floor, 10 Chicago, Illinois 60603, 11 312-739-4200), by: 12 MR. FRANCIS R. GREENE, 13 appeared on behalf of plaintiff in Case 14 No. 10 CV 5469; 15 16 LAW OFFICES OF ALEXANDER H. BURKE, 17 (155 North Michigan Avenue, Suite 9020, 18 Chicago, Illinois 60601, 19 312-729-5288), by: 20 MR. ALEXANDER H. BURKE, 21 appeared telephonically on behalf of 22 Plaintiff in Case No. 10 CV 6501; 23 24 (PRESENT, CONTINUED)</p>	<p style="text-align: right;">4</p> <p>1 (WHEREUPON, the witness was duly sworn.) 2 TERESA R. SOPPET, 3 a plaintiff witness herein, having been first duly 4 sworn, was examined and testified as follows: 5 EXAMINATION 6 BY MR. SCHULTZ: 7 Q. Ma'am, could you please state your full name, 8 spelling your last name for the record? 9 A. Teresa R. Soppet, S-o-p-p-e-t. 10 MR. SCHULTZ: Let the record reflect that this 11 is the deposition of Teresa Soppet taken in the case of 12 Soppet and Tang versus Enhanced Recovery pending in the 13 United States District Court for the Northern District 14 of Illinois. Today's deposition is being taken pursuant 15 to notice and by agreement of the parties. 16 BY MR. SCHULTZ: 17 Q. Ms. Soppet, is it okay if I call you Teresa? 18 A. Yes. That would be so much easier. 19 Q. Is there any other name that you like to be 20 called? 21 A. No -- 22 Q. Okay. I'm Jim. 23 A. -- not anymore 24 Q. Have you ever given a deposition before?</p>

Teresa Soppet

March 11, 2011

<p>5</p> <p>1 A. No.</p> <p>2 Q. I'm sure Francis has done an excellent job of</p> <p>3 telling you what to expect here today, but I just want</p> <p>4 to go over a few ground rules just so --</p> <p>5 A. Okay. Fair enough.</p> <p>6 Q. -- we're all on the same page. I'm going to</p> <p>7 be asking you some questions today regarding the</p> <p>8 lawsuit. If at any point in time I ask you a question</p> <p>9 that you don't understand, just let me know, and I'll</p> <p>10 rephrase it for you. Okay?</p> <p>11 A. Great. Thanks.</p> <p>12 Q. One of the things we need to do is to give</p> <p>13 out-loud answers, yeses and noes, rather than shakes of</p> <p>14 the head or shakes of the finger, things like that, so</p> <p>15 our court reporter here could take it down. Okay?</p> <p>16 A. Yes.</p> <p>17 Q. One thing that I am very guilty of, and I'll</p> <p>18 try to avoid -- and I'd ask that you try to avoid -- is</p> <p>19 talking over each. Try to let me ask my full question</p> <p>20 before giving your answer, and then I'll try to let you</p> <p>21 give as big an answer as you want before asking my next</p> <p>22 question so, again, our reporter doesn't have to try to</p> <p>23 take down things in stereo.</p> <p>24 A. Fair enough.</p>	<p>7</p> <p>1 A. I do.</p> <p>2 Q. What's your home phone?</p> <p>3 A. [REDACTED]</p> <p>4 Q. And then I take it you have a cell phone?</p> <p>5 A. I do.</p> <p>6 Q. What's your cell phone number?</p> <p>7 A. [REDACTED] 2583.</p> <p>8 Q. Is that your only cell phone?</p> <p>9 A. It is.</p> <p>10 Q. Does Colleen have a cell phone?</p> <p>11 A. She does.</p> <p>12 Q. Do you pay for that?</p> <p>13 A. No. Her dad does.</p> <p>14 Q. And what is your marital status?</p> <p>15 A. Divorced. Single.</p> <p>16 Q. How long were you married? Or let me strike</p> <p>17 that.</p> <p>18 How many times have you been married?</p> <p>19 A. Two.</p> <p>20 Q. When was your first marriage?</p> <p>21 A. '82.</p> <p>22 Q. And who were you married to then?</p> <p>23 A. Gary Soppet.</p> <p>24 Q. How long were you married to Gary?</p>
<p>6</p> <p>1 Q. And if at any point in time you need to take a</p> <p>2 break, use the restroom, get some water, just let me</p> <p>3 know. We're not here in an endurance contest. Okay?</p> <p>4 A. Okay.</p> <p>5 Q. Let's get started.</p> <p>6 What's your address?</p> <p>7 A. My full address?</p> <p>8 Q. Yes.</p> <p>9 A. [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 Q. And is that a house?</p> <p>12 A. It's a townhouse.</p> <p>13 Q. Who do you live there with?</p> <p>14 A. My daughter.</p> <p>15 Q. How old is your daughter?</p> <p>16 A. Just turned 20 Monday.</p> <p>17 Q. And what's her name?</p> <p>18 A. Colleen.</p> <p>19 Q. Is there anybody else that lives there with</p> <p>20 you guys?</p> <p>21 A. No.</p> <p>22 Q. How long have you lived there?</p> <p>23 A. Since '05.</p> <p>24 Q. Do you have a home phone?</p>	<p>8</p> <p>1 A. Fourteen years.</p> <p>2 Q. And is Gary Colleen's father?</p> <p>3 A. He is.</p> <p>4 Q. And that marriage ended in divorce?</p> <p>5 A. It did.</p> <p>6 Q. Was that in Cook County, the divorce</p> <p>7 proceedings?</p> <p>8 A. Yes. Uh-huh. Uh-huh.</p> <p>9 Q. Sorry. And then you got married again at some</p> <p>10 point in time?</p> <p>11 A. Yes.</p> <p>12 Q. And when was that?</p> <p>13 A. Got married in, I guess -- give me a minute --</p> <p>14 maybe '08.</p> <p>15 Q. And who did you marry in '08?</p> <p>16 A. Rick Tattoni, T-a-t-t-o-n-i.</p> <p>17 Q. How long were you married to Rick?</p> <p>18 A. Maybe a year.</p> <p>19 Q. And that also ended in divorce?</p> <p>20 A. I'm thinking I'm giving you the correct</p> <p>21 things. But yes.</p> <p>22 Q. The dates aren't really too --</p> <p>23 A. Right. Yes, it did end in divorce.</p> <p>24 Q. In Cook County as well?</p>

Teresa Soppet

March 11, 2011

<p style="text-align: right;">13</p> <p>1 MR. GREENE: He's asking you what you reviewed 2 in preparation for your deposition today, what 3 documents. 4 BY MR. SCHULTZ: 5 Q. If anything. 6 MR. GREENE: If anything. 7 THE WITNESS: Oh, well, we kind of looked over 8 everything. 9 BY MR. SCHULTZ: 10 Q. Like what? 11 A. All my filings. 12 Q. So the various versions of the complaint you 13 looked at? 14 A. Sure. Sure. 15 Q. Okay. Anything else that you recall looking 16 at in preparation for your deposition? 17 A. No. 18 Q. Did you review the second amended complaint 19 before it was filed? 20 A. No. 21 Q. Did you review the first amended complaint 22 before it was filed? 23 A. No. 24 Q. Did you review the original complaint before</p>	<p style="text-align: right;">15</p> <p>1 Q. As we sit here today, is it fair to say that 2 the second amended complaint contains all of the claims 3 and allegations that you assert against ERC? 4 A. Yes. 5 Q. And you're not aware of any other claims that 6 you would like to see brought or intend to bring against 7 them? 8 A. No. 9 Q. Can you just describe for me what exactly it 10 is that you're alleging ERC did wrong? 11 A. I'm alleging that they called my cellular 12 number, my cell phone, without my authorization, 13 repeatedly, using an automated dial-type service system, 14 and it's my understanding that under the Telephone 15 Consumers Protection Act, that's not really permitted. 16 Q. Okay. Is there any other part of your claim 17 that you haven't talked about? I mean is it just about 18 the calls to your cell phone then? 19 A. And it was not authorized. 20 Q. Right. 21 A. And it was automated, and it was, you know, 22 from an automatic dialer-type thing. There wasn't a 23 person there either. 24 Q. Other than those calls, though, I mean as far</p>
<p style="text-align: right;">14</p> <p>1 it was filed? 2 A. Yes. 3 Q. Do you recall when you first reviewed that 4 complaint? 5 A. I want to say July or August. 6 Q. Did you have any input in the drafting of that 7 complaint? 8 A. I don't really know if I had input. I know I 9 reviewed. I'm not sure if I suggested anything be 10 changed. To be honest, I don't really recall. 11 Q. Was there anything in that complaint that you 12 felt was inaccurate or needed to be supplemented? 13 A. Not that I recall. 14 Q. Okay. And the complaint that's -- the second 15 amended complaint, except for the class definition, is 16 it your understanding that at least as it relates to 17 you, the complaints are really the same? 18 A. Correct. 19 Q. Okay. So factually, the facts in here we 20 don't have to go back and look at the first one? 21 A. Correct, that's my understanding. 22 Q. It's mine as well. I'm not trying to trick 23 you up on this one; and if I do, he'll yell at me. 24 A. Yes, I'm sure he will.</p>	<p style="text-align: right;">16</p> <p>1 as the substance of the calls, like there wasn't any 2 threats or any harassing conduct that they did? They 3 didn't yell at you or anything like that? 4 A. No. 5 Q. So it's just the fact that they were calling 6 you on your cell phone with that equipment without your 7 consent? 8 A. Correct. 9 Q. Okay. And it's your understanding and your 10 belief that that violates the Telephone Consumer 11 Protection Act or the TCPA, as I call it? 12 A. Correct. 13 Q. And you understand that you filed this case as 14 a class action? 15 A. Yes. 16 Q. What does a class action mean to you? 17 A. Class action to me is to represent a group of 18 people that all have a common experience. In this case, 19 we've all been receiving calls unauthorized, using an 20 automatic dialer-type system. So, you know, we all have 21 something in common. 22 Q. And why did you decide to sue on behalf of the 23 class? 24 A. Well, because as I was getting them and</p>

Teresa Soppet

March 11, 2011

<p>29</p> <p>1 you?</p> <p>2 A. No.</p> <p>3 Q. And who is your current service provider?</p> <p>4 A. T-Mobile.</p> <p>5 Q. Did you have a cell phone prior to the time</p> <p>6 you got your current number?</p> <p>7 A. Prior to that did I have one?</p> <p>8 Q. Yeah.</p> <p>9 A. Sure.</p> <p>10 Q. And what happened to make you change your cell</p> <p>11 phones?</p> <p>12 A. Don't laugh, but my friend and I wanted the</p> <p>13 pink flip when it first came out. It was a friend</p> <p>14 package, and so we got it together. It was buy one, get</p> <p>15 one free, so we got that. And then when our -- we</p> <p>16 renewed the contract, we split it apart. I kept my</p> <p>17 number; she kept hers obviously.</p> <p>18 Q. So when you got your pink flip phone, you had</p> <p>19 to get a new number or the price of the phone --</p> <p>20 A. Right.</p> <p>21 Q. -- of getting the new number?</p> <p>22 A. Right. Go figure. See, I told you not to</p> <p>23 laugh.</p> <p>24 Q. Okay. I don't want to put your whole cell</p>	<p>31</p> <p>1 A. No. Cannot actually.</p> <p>2 Q. Why not?</p> <p>3 A. Because it also gets my e-mail from my office,</p> <p>4 so it's got to be secured.</p> <p>5 Q. Do you pay the bills on that phone?</p> <p>6 A. Yes, I do.</p> <p>7 Q. Your office doesn't pay for it?</p> <p>8 A. No.</p> <p>9 Q. That doesn't seem fair.</p> <p>10 A. It doesn't, does it? Tax deduction.</p> <p>11 Q. Is your cell phone your primary phone, or do</p> <p>12 you still maintain your home phone as --</p> <p>13 A. I still have a home phone, too. I'm</p> <p>14 old-fashioned, just in case.</p> <p>15 Q. Of the calls that you received from ERC, were</p> <p>16 they always -- strike that. Let me try that again.</p> <p>17 When you received a call from ERC, did</p> <p>18 you always answer the phone, sometimes answer the phone,</p> <p>19 never answer the phone? I mean how did you know that</p> <p>20 they were the ones calling you?</p> <p>21 A. I knew they were calling me because they left</p> <p>22 me messages, so they would leave messages on my cell</p> <p>23 phone voice mail. And then once I heard the messages, I</p> <p>24 made an effort to try to grab the call to answer it</p>
<p>30</p> <p>1 phone number in the record here, but would you mind</p> <p>2 telling me the last four digits of that cell phone?</p> <p>3 A. The one I just gave you?</p> <p>4 Q. Yeah, your current cell phone, your T-Mobile</p> <p>5 cell phone that you currently use.</p> <p>6 A. 2583. But I gave it to you in the beginning</p> <p>7 of this, the whole --</p> <p>8 Q. You did?</p> <p>9 A. Yeah. And my home phone number.</p> <p>10 Q. Okay. You're right. We'll just --</p> <p>11 A. So it's been splashed everywhere.</p> <p>12 Q. Well, we'll keep it out. We could -- we'll</p> <p>13 redact it as necessary then. Because I usually try to</p> <p>14 avoid asking that question.</p> <p>15 A. I'm going to have picketers in front of my</p> <p>16 house now.</p> <p>17 Q. The 2583 number, is that the only number that</p> <p>18 ERC is calling?</p> <p>19 A. Yes.</p> <p>20 Q. You haven't gotten any calls from them on your</p> <p>21 home number?</p> <p>22 A. No.</p> <p>23 Q. And is there anybody else that uses that phone</p> <p>24 besides you?</p>	<p>32</p> <p>1 maybe a few times.</p> <p>2 Q. Do you recall what would come up on your</p> <p>3 Caller ID when you got a call from ERC; would it</p> <p>4 identify ERC or the number it used then?</p> <p>5 A. I don't recall.</p> <p>6 Q. How many of the phone calls did you actually</p> <p>7 answer where you picked it up and you heard the voice?</p> <p>8 A. A few, three, four. I don't really know to be</p> <p>9 honest.</p> <p>10 Q. Somewhere between --</p> <p>11 A. That I actually physically answered, right.</p> <p>12 Q. So less than five, though, you think?</p> <p>13 A. I believe so.</p> <p>14 Q. And was the response you got when you</p> <p>15 answered, say, these five or so calls always the same?</p> <p>16 A. They were exactly the same as the ones on my</p> <p>17 voice mail as a matter of fact.</p> <p>18 Q. It was just a voice leaving a message?</p> <p>19 A. Like a machine because it never let me do</p> <p>20 anything. It was just insane.</p> <p>21 Q. And to the best of your recollection, what was</p> <p>22 the message that was either being left on your voice</p> <p>23 mail or when you picked it up?</p> <p>24 A. It would say -- God, I'd have to like -- hi,</p>

Exhibit 2

Loidy Tang

March 18, 2011

<p style="text-align: center;">IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION</p> <p>TERESA SOPPET, on behalf of) plaintiff and the class) defined below,) Plaintiff,) vs.) No. 10 C 5469 ENHANCED RECOVERY) Judge Kennelly CORPORATION,) Magistrate Judge Defendant.) Denlow</p> <p>LOIDY TANG, individually) and on behalf of a class,) vs.) No. 10 C 6501 ENHANCED RECOVERY COMPANY,) LLC,) Defendant.)</p> <p>The deposition of LOIDY J. TANG, called as a witness for examination, taken pursuant to the Federal Rules of Civil Procedure of the United States District Courts pertaining to the taking of</p>	<p>1 MR. SCHULTZ: Go ahead and swear her in. 2 (WHEREUPON, the witness was duly 3 sworn.) 4 LOIDY J. TANG, 5 called as a witness herein, having been first duly 6 sworn, was examined and testified as follows: 7 EXAMINATION 8 BY MR. SCHULTZ: 9 Q. Ma'am, could you please state your full 10 name, spelling your last name, for the record. 11 A. Yes. My full name is Loidy, middle 12 initial J, last name Tang, T-a-n-g. 13 MR. SCHULTZ: Let the record reflect that 14 this is the deposition of Loidy J. Tang being 15 taken in the case of Tang versus Enhanced Recovery 16 Company, LLC. Today's deposition is being taken 17 pursuant to notice and by agreement of the 18 parties. 19 BY MR. SCHULTZ: 20 Q. Ms. Tang, have you ever given a 21 deposition before? 22 A. No. 23 Q. I introduced myself a little bit 24 earlier. My name is Jim Schultz and I represent</p>
<p>1 depositions, taken before LORRAINE DUNN, a Notary 2 Public within and for the County of Cook, State of 3 Illinois, and a Certified Shorthand Reporter of 4 said state, CSR No. 84-2024, at Suite 1120, 55 5 West Monroe Street, Chicago, Illinois, on the 18th 6 day of March, A.D. 2011, at 10:00 a.m.</p> <p>7 8 APPEARANCES: 9 10 WARNER LAW FIRM, LLC, 11 (155 North Michigan Avenue, Suite 560, 12 Chicago, Illinois 60601, 13 312-238-9820), by: 14 MR. CURTIS C. WARNER, 15 cwarner@warnerlawllc.com, 16 appeared on behalf of the Plaintiff; 17 18 SESSIONS FISHMAN NATHAN & ISRAEL, LLP, 19 (55 West Monroe Street, Suite 1120, 20 Chicago, Illinois 60603, 21 312-578-0990), by: 22 MR. JAMES K. SCHULTZ, 23 appeared on behalf of the Defendants. 24 REPORTED BY: LORRAINE DUNN, CSR No. 84-2024.</p>	<p>1 the defendant, the company that you're suing in 2 this case. This is my opportunity to ask you some 3 questions today about your case. 4 Do you understand that? 5 A. Yes. 6 Q. I'm sure your attorney has probably 7 explained this to you, but I am going to go 8 through it just to make sure we're all on the same 9 page. We're here to have questions taken down by 10 the court reporter. If at any point in time any 11 of my questions aren't clear to you, you don't 12 understand what I'm trying to ask you, just let me 13 know and I will rephrase it for you, okay? 14 Another thing I need you to do is give 15 verbal answers, yes and no rather than shakes of 16 the head, because our court reporter can't take 17 down the nod of the head or the finger you might 18 want to throw or something like that, okay? 19 A. Yes. 20 Q. One other thing, I'm just as guilty of 21 this as the next person, maybe even more so, but 22 if you can give me an opportunity to finish my 23 question before you give an answer and then I will 24 try to give you as much time to answer before</p>



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Loidy Tang

March 18, 2011

<p>1 individually? 2 Q. Yes. 3 A. They called me without my consent. 4 They called my cell phone. I never gave consent. 5 Q. What phone number did they call you on? 6 A. [REDACTED] 8483. 7 Q. Are there any other numbers that they 8 called you on besides that 8483 number? 9 A. That is my cell phone number, 10 [REDACTED] 8487. 11 Q. 87? 12 A. Sorry, 8483. 13 Q. Besides the 8483 number, though, did 14 they call you on any other numbers? 15 A. No. This is my cell phone. 16 Q. They didn't call you at work? 17 A. No. 18 Q. Do you have -- strike that. 19 With the five people that live in your 20 house, is there any sort of family plan on your 21 cell phone contract or do you each -- or are there 22 other individuals in your family -- let me try it 23 again. 24 Do any other individuals in your</p>	<p>13 1 for yourself at that point or did you get for the 2 four of you? 3 A. At that point, it was I believe it was 4 for myself. 5 Q. When did you add on the other three, to 6 the best of your recollection? 7 A. To the best of my recollection, when I 8 met my husband. I added him probably 2008. Then 9 when my son became ten years old, I gave it to him 10 as a gift. So that was two years ago. I can't be 11 specific on the date. 12 Q. That's fine. 13 A. And then my daughter, when she turned 14 nine -- eight. 15 Q. They each have their own separate 16 numbers, correct? 17 A. Correct. 18 Q. Do you know if either your husband, 19 your son or your daughter received any calls from 20 ERC, Enhanced Recovery? I call them ERC. 21 A. I do not know whether they received 22 calls from ERC. 23 Q. You don't know one way or the other? 24 A. I don't know.</p>	<p>14 1 household have cell phones? 2 A. Yes. 3 Q. Who is your cell phone carrier? 4 A. U.S. Cellular. 5 Q. Who else in your household has a cell 6 phone? 7 A. My son, my daughter, my husband, my 8 mother, but my mother is excluded from my plan. 9 Q. So the four of you, though, your 10 husband and your two children and you are all on 11 the same plan? 12 A. Correct. 13 Q. That is with U.S. Cellular? 14 A. Correct. 15 Q. When did you first get cellular service 16 through U.S. Cellular? 17 A. I got service -- I've had this around 18 since I think it's January 2007. 19 Q. At the time that you got service, the 20 date is not too important, approximately 21 January 2007 -- 22 A. Approximately. 23 Q. That's fine. At the time that you got 24 service in January 2007, did you get service just</p>	<p>16 1 Q. At the time you opened your service 2 with U.S. Cellular in approximately January 3 of '07, did you obtain that 8483 number at that 4 time? 5 A. Yes. 6 Q. Did you have the 8483 number before 7 then? 8 A. I can't remember. 9 Q. At the time you got the service with 10 U.S. Cellular, did you have a cell phone with a 11 different company at that point? 12 A. No. It's always been U.S. Cellular. I 13 think this is since -- it's been the same number. 14 Q. So when you got the cell phone with 15 U.S. Cellular in about January of '07, was that 16 the first cell phone that you got? 17 A. As far as the number, I can't recall. 18 I know I've had it for sure since 2008, the [REDACTED] 19 [REDACTED] 8483. 20 Q. I am going to call it 8483. 21 A. Okay. 22 Q. You're sure you had the 8483 number at 23 least as of 2008? 24 A. Yes. It would be reflected on my</p>
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Loidy Tang

March 18, 2011

<p>1 Q. Just want to make it clear. I know 2 what these transcripts are going to look like in 3 the end. 4 During the course of discovery, you 5 produced to us a lot of phone records. 6 A. There would be more but that's how long 7 the records are available. 8 Q. I wasn't planning on marking this but 9 on the record I'm looking here at a bill from 10 November 2nd, 2010 and -- 11 A. Oh, my God. 12 Q. I'm not going to go over this very 13 much. I don't want to even read the numbers or 14 anything but are these the four cell phone numbers 15 that are related to your cell phone account with 16 U.S. Cellular? 17 A. Yes. 18 Q. Just for the record, that is on Tang 19 458 under the cellular telephone number summary of 20 totals. Those are the four accounts? 21 A. Uh-huh. 22 Q. That would be you, your husband, and 23 your two children? 24 A. Right, but I'm the primary account</p>	<p>77</p> <p>1 Q. Do you know why it is made to the 2 attention of him? 3 A. Yes, because U.S. Cellular doesn't have 4 joint accounts and he wanted his name to be on 5 there, too. 6 Q. Okay. 7 A. But that's the only thing that they 8 could do. 9 Q. Just curious. Okay. I'm sorry, what 10 date did you say you moved? 11 A. Physically left the town home on the 12 11th. On paper, my lease begins March 15th. 13 MR. SCHULTZ: Would you mark this as <u>Exhibit</u> 14 <u>No. 3, please.</u> 15 (WHEREUPON, said document was 16 marked Tang Deposition Exhibit 17 No. 3, for identification, as of 18 3/18/11.) 19 BY MR. SCHULTZ: 20 Q. I'm going to hand you what we've marked 21 as <u>Exhibit No. 3, Ms. Tang.</u> 22 Have you ever seen that document 23 before? 24 A. My lawyer has e-mailed me documents.</p> <p>79</p>
<p>holder. 1 Q. What is [REDACTED] 2 [REDACTED]? 3 A. I just moved. 4 Q. Is that a prior residence? 5 A. Yes. 6 Q. When did you move? 7 A. I moved -- my lease began on the 15th, 8 but I physically moved on the 11th of this month. 9 Q. Of March? 10 A. Uh-huh. 11 Q. And your prior address was [REDACTED] 12 [REDACTED]? 13 A. Correct. 14 Q. [REDACTED]? 15 A. Uh-huh. 16 Q. Yes? 17 A. Yes. 18 Q. Is that an apartment complex? 19 A. It is a town home. 20 Q. And your cell phone, the bills you 21 produced, they have your name and attention Joe 22 Kean Tang? 23 A. That is my husband.</p>	<p>78</p> <p>1 Q. So does that look like a document 2 you've seen before? 3 A. Yes. 4 Q. I just want to -- in Section B here, 5 you identify that you have copies of prerecorded 6 communications from defendant? 7 A. Yes. 8 Q. That just means you have copies of the 9 messages that were left? 10 A. Voice messages, and they were 11 transcribed. 12 Q. About how many of those messages do you 13 have? 14 A. There's about I think it's about 13 or 15 more or less, I'm not sure. 16 Q. There's about 13 messages, though, from 17 ERC? 18 A. Yes, or more, I'm not sure. 19 Q. And those were all -- those have all 20 been preserved, your attorney has those or you 21 have those? 22 A. I forwarded it. 23 MR. SCHULTZ: Are those the messages? 24 MR. WARNER: Yes. For the record, we do have</p> <p>80</p>



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